

**MINUTES OF THE MEETING OF THE
LOCAL AGENCY FORMATION COMMISSION OF NAPA COUNTY**

OCTOBER 9, 2003

1. **CALL TO ORDER; ROLL CALL**
THE LOCAL AGENCY FORMATION COMMISSION OF NAPA COUNTY MET IN REGULAR SESSION, THURSDAY, OCTOBER 9, 2003 AT 4:00 P.M.
THE FOLLOWING MEMBERS WERE PRESENT: CHAIR MARTIN, COMMISSIONERS KAY, WAGENKNECHT AND SLAVENS.
COMMISSIONER RIPPEY WAS EXCUSED FROM AGENDA ITEMS #1 THROUGH #6.

ALTERNATE COMMISSIONERS IN ATTENDANCE: COMMISSIONERS DODD AND EISELE.
2. **PLEDGE OF ALLEGIANCE**
COMMISSIONER DODD LED THE SALUTE TO THE FLAG.
3. **Special Presentations:**
***2003 CALAFCO Project of the Year Award* – THE EXECUTIVE OFFICER REPORTED THAT NAPA LAFCO WAS HONORED WITH PROJECT OF THE YEAR FOR THE *COMPREHENSIVE WATER SERVICE STUDY*. THE COMMISSION RECOGNIZED ANALYST KEENE SIMONDS FOR HIS WORK ON THIS STUDY.**

***2003 CALAFCO Board of Directors Election Results* – THE EXECUTIVE OFFICER REPORTED THAT CHAIR HARRY MARTIN WAS ELECTED TO A TWO-YEAR TERM AS CITY MEMBER ON THE CALAFCO BOARD OF DIRECTORS.**
4. **APPROVAL OF MINUTES: August 14, 2003**
APPROVED MINUTES OF MEETING OF August 14, 2003.

S-K-M-R-W
X
5. **PUBLIC COMMENT**
NONE
6. **CONSENT CALENDAR**
 - a) **Action: *Buhman Court District Annexation to the Napa Sanitation District***
The Commission will consider annexation of an approximately 0.764-acre portion of 6.59-acre property to the NSD. A single-family residence is proposed for the subject territory. The entire property lies within the City of Napa. The proposal has 100% consent of property owners and affected agencies. (APN 050-170-050; western terminus of Buhman Court)
ADOPTED RESOLUTION **R-03-23**
 - b) **Action: *Broadmoor Drive No. 2 District Annexation to the Napa Sanitation District***
The Commission will consider annexation of approximately .33 acres of residential territory to the NSD. The subject territory contains an existing, single-family residence in the City of Napa. The proposal has 100% consent of property owners and affected agencies. (APN 041-072-002; 1027 Broadmoor Drive)
ADOPTED RESOLUTION **R-03-24**

6. CONSENT CALENDAR (Continued)

c) **Action: 2004 Contribution for Management Personnel to County of Napa 401(a) Retirement Savings Plan**

The Commission will consider approving a contribution for 2004 to the County of Napa 401(a) Retirement Savings Plan for LAFCO management personnel (1 employee – Executive Officer)

ADOPTED RESOLUTION

R-03-25

d) **Information: *Comprehensive Water Service Study: Supplemental Report***

The Commission will receive a revised report providing a rate comparison involving each public agency providing water service in Napa County.

APPROVED CONSENT CALENDAR ITEMS 6a THROUGH 6d.

W-S-M-R-K

X

Note: Agenda Item 9a was pulled by the Commission and dealt with following Agenda Item 6 (Consent Calendar).

9. a) ***Comprehensive Study of American Canyon: Sphere of Influence Review***

The Commission will receive a report on the sphere of influence review for the City of American Canyon.

THE COMMISSION DISCUSSED ISSUES RELATED TO CEQA. LAFCO STAFF TO WORK WITH CITY & COUNTY STAFF TO RESOLVE ISSUES. STAFF TO RETURN IN DECEMBER.

7. PUBLIC HEARING
NONE

8. COMMISSION ACTION ITEMS

a) ***Comprehensive Water Service Study: Service Review Determinations***

The Commission will review determinations for the water service study as it relates to the Cities of American Canyon and Calistoga, Town of Yountville, and the Napa Sanitation District. The Commission will consider the report of staff and may make related determinations as required by Government Code §56430.

ADOPTED RESOLUTIONS

R-03-27, R-03-28 and R-03-29

b) **Consultant Contract: LAFCO Application, Procedure and CEQA Guidelines**

The Commission will receive a report from its ad-hoc committee on LAFCO Application, Procedure and CEQA Guidelines. The Commission will consider authorizing the Executive Officer to enter into a contract for services with the firm of Shute, Mihaly & Weinberger LLP.

EXECUTIVE OFFICER ADVISED COMMISSION THAT SHUTE, MIHALY & WEINBERGER IS UNDER CONTRACT TO COUNTY AND NOT AVAILABLE TO LAFCO. AD-HOC COMMITTEE TO CONDUCT NEW SEARCH.

8. COMMISSION ACTION ITEMS (Continued):

c) ***Hedgeside Drive No. 1 District Annexation to the Napa Sanitation District***

The Commission will consider annexation of an approximately 16.3-acre subject territory to the NSD. The subject territory contains an existing single-family residence. The subject territory is unincorporated and zoned "residential country" in the County General Plan. The proposal has 100% consent of property owners and affected agencies. (APN 039-290-032; 1079 Hedgeside Drive)

ADOPTED RESOLUTION

R-03-26

9. COMMISSION DISCUSSION

Note: Agenda Item 9a was pulled by the Commission and dealt with following Agenda Item 6 (Consent Calendar).

b) ***Comprehensive Water Service Study: Draft Determinations***

The Commission will review draft determinations for the water service review as it relates to the City of Napa and the Napa County Flood Control & Water Conservation District.

COMMISSION ACCEPTED THE DRAFT DETERMINATIONS AS SUBMITTED.

c) **Legislative Report**

The Commission will receive a report of the Executive Officer.

COMMISSION RECEIVED AND FILED THE REPORT. STAFF COMMENDS ASSEMBLYMEMBER WIGGINS AND HER STAFF FOR WORKING VIGOROUSLY ON AB 105 AND AB 1268.

d) **South County Sanitation Service –
Out-of-Agency Service Agreements and Government Code §56133**

The Commission will discuss issues relating to out-of-agency service agreements that do not meet the conditions of G.C. §56133.

COMMISSION DISCUSSED ISSUES RELATING TO OUT-OF-AGENCY SERVICE AGREEMENTS. EXECUTIVE OFFICER WILL MEET WITH PRESIDENT OF EAGLE VINES GOLF COURSE TO ASSIST WITH ANNEXATION TO NSD. STAFF TO REPORT BACK AT DECEMBER MEETING WITH AN ANNEXATION PROPOSAL.

e) **2003 CALAFCO Annual Conference**

The Commission will receive an oral report from members and staff that attended the 2003 Annual Conference in San Francisco on September 24-26.

EXECUTIVE OFFICER THANKED COMMISSIONER EISELE FOR ARRANGING WINE DONATIONS, AND COMMISSIONER MARTIN FOR ASSISTANCE WITH THE CONFERENCE PROGRAM. COMMISSIONER MARTIN STATED THAT OTHER LAFCOs ARE VERY INTERESTED IN HOW NAPA LAFCO IS HANDLING WATER ISSUES.

10. CLOSED SESSION
Public Employee Performance Evaluation – Executive Officer - CONFIDENTIAL
11. INFORMATIONAL ITEMS/NEW BUSINESS/COMMISSIONER COMMENTS - **NONE**
12. Adjournment.
MEETING ADJOURNED.

HARRY MARTIN
Chair

ATTEST:

DANIEL SCHWARZ
Executive Officer

CLERK OF THE COMMISSION

KATHY MABRY
Commission Secretary

Key

Member: **K** = Guy Kay; **R** = Mike Rippey; **S** = Ken Slavens; **W** = Brad Wagenknecht;
 M = Harry Martin

Alternates: **E** = Volker Eisele; **D** = Bill Dodd; **L** = Lori Luporini

Notations Under Vote: **N** = No; **X** = Excused; **A** = Abstained **AIF** = All in favor